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Attorney for Defendant  
MATTHEW SEAN ROBERTS

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	No. 2:12-mj-348 CKD
	)	
Plaintiff,	)	MOTION FOR BAIL REVIEW, TO SUSPEND
	)	PRETRIAL RELEASE CONDITION
v.	)	REQUIRING PARTICIPATION IN MORAL
	)	RECONATION PROGRAM AND FOR STAY
MATTHEW SEAN ROBERTS,	)	PENDING RESOLUTION OF THIS MOTION;
	)	<del>PROPOSED</del> ORDER
Defendant.	)	
	)	Date: FEBRUARY 4, 2013
	)	Time: 2:00 p.m.
	)	Judge: Hon. Edmund F. Brennan

MATTHEW SEAN ROBERTS, by his attorneys, the Office of the Federal Defender, and Assistant Federal Defender, Jeffrey L. Staniels, hereby moves review of the terms of his pre-trial release, and specifically, for an order modifying the terms of his pretrial release suspending or temporarily staying the requirement that he participate in the Pretrial Services Moral Reconation Program and for a stay of the existing condition pending resolution of this Motion.

As grounds for this motion Mr. Roberts contends that the requirement is burdensome, at least in the short term, for two reasons, namely that it is a hardship to attend the sessions at the Courthouse in light of the fact that his automobile has been seized by the government leaving him without transportation and the fact that he is

1 struggling to establish income producing employment providing computer  
2 and web-based services on a self-employed basis.

3 The court is advised that Mr. Staniels has conferred with  
4 government counsel, Assistant United States Attorney Matthew Segal, who  
5 has authorized me to inform the court that the government does not  
6 object to the requested stay pending resolution of this motion, and  
7 that it asserts no position on the merits of the request for relief.

8 Dated: February 1, 2013

9 Respectfully submitted,

10 JOSEPH SCHLESINGER  
11 Acting Federal Defender

12 /s/ Jeffrey L. Staniels  
13 JEFFREY L. STANIELS  
14 Assistant Federal Defender  
15 Attorney for Defendant  
16 MATTHEW SEAN ROBERTS

17  
18 O R D E R

19 This motion is hereby ordered to be placed on this court's duty  
20 calendar for Monday, February 4, 2013, at 2:00 p.m. for hearing. The  
21 current condition of pretrial release is hereby STAYED pending this  
22 hearing and further order of the court.

23 IT IS SO ORDERED.

24 By the Court

25 Date: February 1, 2013

26   
27 EDMUND F. BRENNAN  
28 UNITED STATES MAGISTRATE JUDGE